

TRANSPORTATION

Civil Aviation Safety

**Agreement Between the
UNITED STATES OF AMERICA
and ARGENTINA**

Signed at Buenos Aires November 30, 2018



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . .the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

ARGENTINA

Transportation: Civil Aviation Safety

*Agreement signed at Buenos Aires November 30, 2018;
Entered into force November 30, 2018.*

AGREEMENT BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND
THE GOVERNMENT OF THE ARGENTINE REPUBLIC FOR
THE PROMOTION OF AVIATION SAFETY

The Government of the United States of America and the Government of the Argentine Republic (hereinafter referred to as "the Parties");

Desiring to promote aviation safety and environmental quality;

Noting common concerns for the safe operation of civil aircraft;

Recognizing the emerging trend toward multinational design, production, and interchange of civil aeronautical products;

Desiring to enhance cooperation and increase efficiency in matters relating to civil aviation safety;

Considering the possible reduction of the economic burden imposed on the aviation industry and operators by redundant technical inspections, evaluations, and testing; and

Recognizing the mutual benefit of improved procedures for the reciprocal acceptance of airworthiness approvals of civil aeronautical products; environmental testing approvals and findings of compliance; approvals of maintenance facilities, maintenance personnel, flight crew members, and flight operations; evaluation and qualification of flight simulation training devices; and approval of aviation training organizations.

Have agreed as follows:

ARTICLE I
Purposes

The purposes of this Agreement are:

1. To facilitate acceptance by each Party of the other Party's airworthiness approvals of civil aeronautical products;
2. To facilitate acceptance by each Party of the other Party's environmental testing approvals and findings of compliance;

3. To facilitate acceptance by the Parties of the approvals of maintenance facilities, maintenance personnel, flight crew members, flight operations, and aviation training organizations; and of evaluations and qualification of flight simulation training devices; and
4. To provide for cooperation in sustaining an equivalent level of safety and environmental compliance.

ARTICLE II

Executive Agents

Each Party shall designate its civil aviation authority as the executive agent to implement this Agreement. For the Government of the United States, the executive agent shall be the Federal Aviation Administration (FAA) of the Department of Transportation. For the Government of Argentina, the executive agent shall be the Director General of the National Administration for Civil Aviation (Administración Nacional de Aviación Civil "ANAC") of the Ministry of Transportation. The Parties may, through exchange of diplomatic notes, change these designations.

ARTICLE III

General Provisions

1. The executive agents shall conduct technical assessments and work cooperatively to develop an understanding of each other's standards, rules, practices, procedures, and systems in the following areas:
 - a. Airworthiness approvals of civil aeronautical products;
 - b. Environmental testing approvals and findings of compliance;
 - c. Approval of maintenance facilities;
 - d. Approval of maintenance personnel;
 - e. Approval of flight operations;
 - f. Approval of flight crew members;
 - g. Evaluation and qualification of flight simulation training devices; and
 - h. Approval of aviation training organizations;

as well as the monitoring of the above activities, as appropriate.

2. When the executive agents agree that the standards, rules, practices, procedures, and systems of both Parties in one of the technical specialties listed in paragraph 1 of this Article are sufficiently equivalent to permit acceptance of findings of compliance made by one Party for the other Party to the agreed-upon standards, the executive agents shall execute written Implementation Procedures, consistent with the laws and regulations of each Party, describing the methods by which such reciprocal acceptance shall be made with respect to that technical specialty.

3. All activities of the executive agents pursuant to this Agreement shall be conducted in accordance with the Implementation Procedures and this Agreement.
4. The Implementation Procedures shall include at a minimum:
 - a. Definitions;
 - b. A description of the scope of the particular area of civil aviation to be addressed;
 - c. Provisions for reciprocal acceptance of executive agent actions such as test witnessing, inspections, qualifications, approvals, monitoring, and certifications;
 - d. Accountability;
 - e. Provisions for mutual cooperation and technical assistance;
 - f. Provisions for periodic evaluations; and
 - g. Provisions for amendments to or termination of the Implementation Procedures.

ARTICLE IV Implementation

The provisions of this Agreement shall be implemented by the Parties in accordance with their respective laws and regulations.

ARTICLE V Information Sharing

The Parties recognize that information provided by a Party pursuant to this Agreement or the Implementation Procedures entered into pursuant to Article III of this Agreement may contain intellectual property, trade secrets, confidential business information, proprietary data, security information, or other data held in confidence by that Party or another person or entity (restricted information). In the handling of restricted information, the Parties shall provide the same level of protection specified in the applicable laws, regulations, and requirements of the Party providing such information. Unless required by law or regulation, neither Party shall release information identified as restricted information to anyone other than an employee or contractor of that Party with a need to know that information without prior written consent of the other Party or the person or entity possessing confidentiality interests in the restricted information. The handling of specific categories of information may be addressed in greater detail in the Implementation Procedures or, as appropriate, in a separate agreement between the Parties.

ARTICLE VI
Settlement of Disputes

Any disagreement regarding the interpretation or application of this Agreement or its Implementation Procedures shall be resolved through consultation between the Parties or the executive agents, respectively. If the disagreement regarding the interpretation or application of the Implementation Procedures cannot be resolved by such consultation between the executive agents, consultations between the Parties shall be held with a view to finding a mutually acceptable solution.

ARTICLE VII
Final Clauses

1. This Agreement shall enter into force upon signature and shall remain in force until terminated by either Party. Such termination shall be effected by sixty (60) days' written notification to the other Party. Such termination shall also act to terminate existing Implementation Procedures executed in accordance with this Agreement.
2. This Agreement may be amended by the written agreement of the Parties.
3. Implementation Procedures may be amended by the executive agents, and terminated by either executive agent in accordance with the terms provided for by the relevant Implementation Procedures.
4. The agreement between the Government of the United States of America and the Government of Argentina relating to the reciprocal acceptance of airworthiness certifications, effected by exchange of notes at Buenos Aires on June 22, 1989 ("1989 Agreement"), shall remain in force until terminated by the Parties through an exchange of notes in conjunction with the conclusion of implementation procedures concerning airworthiness approvals of civil aeronautical products referred to in Article III of this Agreement. In the event of any inconsistency between the 1989 Agreement and this Agreement, such inconsistency shall be addressed by consultation between the Parties.

IN WITNESS WHEREOF, the undersigned, being duly authorized by their respective Governments, have signed this Agreement.

Signed at Buenos Aires, this 30th day of November, 2018, in the English language, which is an authentic text. A Spanish language text shall be prepared which shall be considered equally authentic upon an exchange of diplomatic notes between the Parties confirming its conformity with the English language text.

FOR
THE GOVERNMENT OF
THE UNITED STATES OF AMERICA



FOR
THE GOVERNMENT OF
THE ARGENTINE REPUBLIC

